

DECLARATION, POWER OF ATTORNEY AND PETITION

We, Michael H. Myers and Clark C. Guest, declare: that we are citizens of the United States of America; that our residence and post office addresses are 12947 Creek Park Drive, Poway, California 92064 and 8722 Menkar Road, San Diego, California 92126, respectively; that we verily believe we are the original, first, and co-inventors of the subject matter of the invention or discovery entitled WAVELENGTH-SHIFT MULTIPLEXING APPARATUS, for which a patent is sought and which is described and claimed in the specification attached hereto; that we have reviewed and understand the contents of the above-identified specification, including the claims; and that we acknowledge the duty to disclose all information known to us to be material to patentability as defined in Section 1.56 of Title 37 of the Code of Federal Regulations.

We claim the benefit under Section 120 of Title 35 of the United States Code of the earlier filed pending application Serial No. 09/810,910 filed March 16, 2001 and entitled PHOTONIC WAVELENGTH SHIFTING APPARATUS; and, insofar as the subject matter of the claims of this application are not disclosed in the earlier filed pending application in the manner provided by the first paragraph of Section 112 of Title 35 of the United States Code, we acknowledge the duty to disclose to the Patent and Trademark Office all information known to us to be material to patentability as defined in Section 1.56 of Title 37 of the Code of Federal Regulations, which became available between the filing date of the earlier filed application and the filing date of this application.

We declare further that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the application or any patent issuing thereon.

We hereby appoint as our attorneys A. John Pate, Gary D.E. Pierce and Hal D. Baird, Registration Nos. 36,234, 38,019 and 42,284, respectively, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

All correspondence and telephonic communications should be directed to:

Hal D. Baird
PATE PIERCE & BAIRD
Bank One Tower
50 West Broadway, Suite 900
Salt Lake City, Utah 84101

Wherefore, we pray that Letters Patent be granted to us for the invention or discovery described and claimed in the foregoing specification and claims, declaration, power of attorney, and this petition.

Signed at San Diego, California, this 13 day of July, 2001.

Inventor


Michael H. Myers

12947 Creek Park Drive
Poway, California 92064

Parameter	Unit	Value
Temperature	°C	25.0
Pressure	atm	1.0
Flow rate	L/min	1.0
Sample concentration	mg/mL	1.0
Sample volume	μL	1.0
Injection volume	μL	1.0
Column	mm	150 × 4.6
Mobile phase		Water
Detection		UV-Vis
Wavelength	nm	254
Scan rate	nm/min	10
Resolution	nm	0.5
Integration		Area
Baseline		Flat
Peak width	nm	0.5
Peak height	nm	0.5
Peak area	nm	0.5
Peak position	nm	0.5
Peak shape		Normal
Peak symmetry		Normal
Peak resolution		Normal
Peak quality		Normal
Peak purity		Normal
Peak identification		Normal
Peak classification		Normal
Peak annotation		Normal
Peak reporting		Normal
Peak storage		Normal
Peak retrieval		Normal
Peak deletion		Normal
Peak modification		Normal
Peak backup		Normal
Peak restore		Normal
Peak export		Normal
Peak import		Normal
Peak print		Normal
Peak save		Normal
Peak load		Normal
Peak delete		Normal
Peak rename		Normal
Peak move		Normal
Peak copy		Normal
Peak paste		Normal
Peak cut		Normal
Peak drag		Normal
Peak drop		Normal
Peak zoom		Normal
Peak pan		Normal
Peak scroll		Normal
Peak zoom in		Normal
Peak zoom out		Normal
Peak zoom reset		Normal
Peak zoom max		Normal
Peak zoom min		Normal
Peak zoom auto		Normal
Peak zoom fit		Normal
Peak zoom full		Normal
Peak zoom window		Normal
Peak zoom screen		Normal
Peak zoom print		Normal
Peak zoom save		Normal
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[Signature]
Clark C. Guest

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